

III. REMARKS

1. Claims 1-26 remain in the application. Claim 27 has been cancelled without prejudice.
2. Applicants respectfully submit that claims 1-26 are not anticipated by Kulberg et al. (US 5,850,612, "Kulberg") under 35 USC 102(e).

Kulberg fails to disclose or suggest:

wherein the antenna is arranged to pivot about the pivot point only in a single plane and through an acute angle between a first position in which it projects from a surface of the telephone, and a second position in which it projects from a surface of the telephone,

as recited by claims 1, 18, and 21.

Kulberg's antenna does not pivot between two positions where it projects from a surface of a telephone. All the figures and description show and describe the antenna as rotating from a storage position or closed position that does not project from a surface of the phone.

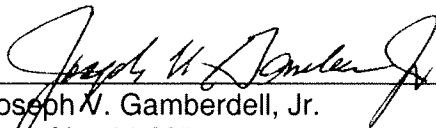
Kulberg's antenna does not pivot through an acute angle between the two positions. Kulberg's antenna is generally rotated about 180 degrees from a closed position (see, for example, column 3, lines 37-40, column 9, line 66, column 10, lines 43 and 53), and in some instances may be rotated 90 degrees (column 3, line 39), 135 degrees, or 225 degrees (column 10, line 58), but never through an acute angle.

At least for these reasons, Applicants submit that Kulberg_ does not anticipate independent claim 1, 18, and 21 and dependent claims 2-17, 19, 20, and 22-26.

For all of the foregoing reasons, it is respectfully submitted that all of the claims now present in the application are clearly novel and patentable over the prior art of record, and are in proper form for allowance. Accordingly, favorable reconsideration and allowance is respectfully requested. Should any unresolved issues remain, the Examiner is invited to call Applicants' attorney at the telephone number indicated below.

The Commissioner is hereby authorized to charge payment for any fees associated with this communication or credit any over payment to Deposit Account No. 16-1350.

Respectfully submitted,



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21 November 2008
Date

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